



STATE OF MARYLAND

DHMH

Maryland Department of Health and Mental Hygiene

Board Of Physical Therapy Examiners

BOARD MEETING MINUTES

October 21, 2008

The October 21, 2008 meeting was called to order at 1:20 p.m. by the Chairperson, Margery F. Rodgers, PT. Call to Order

Board members present:

Shirley Leeper, PTA, Vice Chairperson
John Baker, PT
Lois Rosedom-Boyd, Consumer Member
Ved K. Gupta, Consumer Member
Lori Mizell, PT
Donald Novak, PT
Stephen Ryan, PT

Also present:

Joy E. Aaron, Deputy Director
Patricia Miller, Licensing Coordinator
Linda Bethman, AAG, Board Counsel
Sandra Kurland, Board Secretary
Ernest Bures, Investigator/Compliance Officer

Absent:

Ann E. Tyminski, Executive Director
Teresa Thornton, Investigator

Expense Sheets were handed out and collected.

Expense Sheets

The minutes of the meeting held on September 16th were approved as corrected and amended.

Minutes

In the past, the Board has combined the November and December Board meetings because of the holidays. The Board decided this would not be done this year as the Thanksgiving holiday falls a week after the scheduled board meeting.

November/
December
Meeting

The Board discussed one of the questions submitted by Lori Mizell, PT at the August Board meeting. The question was: "When you send out e-mails, can we hit 'Reply to All' or would that be considered a meeting?" The Board stated that this is not appropriate for issues that are confidential, sensitive, or controversial. Issues for the Board should be addressed at board meetings, unless the issue is time sensitive and e-mail is the only option. "Reply to All" is fine for committees.

Question

Ann Tyminski's drafted letter to the Nursing Board in reference to INR's was approved.

INR's

Ann Tyminski received an e-mail from Justin Elliott in reference to PT's dispensing topical medications. The Board advised that PTs can provide free samples and can make available for purchase over-the-counter topical agents. Professional judgment should be used regarding topicals, but free samples are never to be sold.

Topical
Medications

In a letter to the Board, Raneika Bean, PT asks for clarification of Standards of Practice 10.38.03.02 (2) (b) (i) which states "The physical therapist shall provide physical therapy services to not more than an average of three patients per clinical treatment hour per calendar day, excluding group therapy". The Board stated that the clarifying factor is "each patient must have adequate treatment time."

Clarification of
Regulation

Joy Aaron received an e-mail from Janet Alcorn, PT in reference to a conflict of interest. Ms. Alcorn works for Kaiser Permanente and would like to pursue a weekend job in a healthcare setting. She was told by her supervisor at Kaiser that it would be a conflict of interest if she treated anyone with Kaiser Permanente health insurance. The Board stated that this is an employee/employer issue and is not in the Board's purview.

Conflict of
Interest

Margie Ridgely, PT submitted practice related questions. The Board answered "no" to questions number 1 and 3, "yes" to number 2.

Practice Related
Questions

1. The Director would like to know if PTs can write a CNA home health aide plan and also if we can do supervisory visits instead of the nursing staff (RN's). It was noted that CNAs are supervised by an RN. This supervision would not be under the Board's purview.
2. Currently, PTs who do home health admissions at this agency are required to write or type a med list on laptops and sign a form that we reviewed meds with the patient/caregivers; the agency also expects us to do med teaching with patient and family if nursing has not been ordered. Is this within our scope of practice as PTs? A PT can review and list medicine labels. PTs cannot instruct the patient on medication. A nurse or physician must be contacted to instruct or change medication.

3. Do PTs have to have a M.D. order to use pulse oximeter to measure O2 sat levels when providing a home PT visit? Also, some PTs carry their own devices as the agency does not have enough. Is this acceptable and do they have to be calibrated by the agency on a regular basis? A PT does not need to have a MD order to use a pulse oximeter to measure O2 sat levels.

The Maryland Board of Physicians copied the Physical Therapy Board on a letter they sent to Dean Howell, N.D. in reference to the material he sent to the Board on neurocranial restructuring. The Physicians Board stated that neurocranial restructuring is considered part of the practice of medicine in Maryland. A license from the Maryland Board of Physicians to practice medicine is required to use this technique. The state of Maryland does not license or recognize persons with a degree in naturopathic medicine.

Neurocranial
Restructuring

Joy Aaron asked the Board members to submit articles for the Winter Newsletter by early December.

Newsletter

Reports

Income Summaries were distributed.

Income Summaries

Nancy Kirsch, the proposed speaker for the Board's upcoming free seminar, has April 3, 2009 available with Carroll Community College as the setting.

Continuing Education

Lori Mizell, PT distributed and reported on highlights from the 2008 Annual FSBPT Meeting, which included ethics remediation and continuing competence.

Annual FSBPT
Meeting

Information

FSBPT News Briefs for September 2008 were distributed.

FSBPT News Briefs

The Health Occupations Task Force Members memo dated October 5, 2008 was distributed to the Board.

Memo

Three draft complainant letters were distributed to the Board members for review.

Draft Complaint
Letters

Draft Receipt Notification Letter, Upon Receipt of Complaint
Draft Dismissal Notification Letter, Upon Dismissal of Complaint
Draft Interim Letter to Complainant or Respondent

A reminder of the Practice Review Tool (PRT) discount offer from FSBPT was given to the Board. Board members have the opportunity to take the PRT for \$100. Registration is by Friday, October 31, 2008 and the PRT must be taken by December 31, 2008.

Practice
Tool
Review

Continuing Education

"Rethinking Attention Deficit Disorder: What Works, What Doesn't and Why" was denied as it is related more toward rehabilitation.

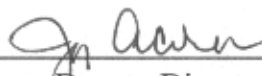
"Introduction to Zero Balancing" This course was approved for 0.6 CEUs.

"Ohashiatsu: Beginning 1" was denied as it is not geared for a professional audience.

"Perillo Certified Trainer" was submitted by a licensee and was denied as this course is an entry level personal trainer course, not appropriate for continuing education credit..

The open session of the meeting adjourned and the Board entered closed session at 3:45 p.m. for the purpose of medical review deliberations of applications, according to Health Occupations Article, Section 10-508 (a)(13).

Respectfully submitted,



Joy Aaron, Deputy Director

Nov. 18, 2008
Date approved



Margery Rodgers, PT, Chairperson